

## **PUNJAB PROHIBITION OF COW SLAUGHTER (AMENDMENT) ACT, 1981**

### **Preamble - PUNJAB PROHIBITION OF COW SLAUGHTER (AMENDMENT) ACT, 1981**

#### **1THE PUNJAB PROHIBITION OF COW SLAUGHTER (AMENDMENT) ACT, 1981**

**[Act No. 02 of 1981]**

**[27th February, 1981]**

#### **PREAMBLE**

*An Act to amend the Punjab Prohibition of Cow Slaughter Act, 1955.*

BE it enacted by the Legislature of the State of Punjab in the Thirty-second Year of the Republic of India as follows:--

1. For Statement of Objects and Reasons, see Punjab Government Gazette (Extraordinary), 1981, page 131.

#### **Section 1 - Short title and commencement**

(1) This Act may be called the Punjab Prohibition of Cow Slaughter (Amendment) Act, 1981.

(2) It shall be deemed to have come into force on the 12th day of December, 1980.

#### **Section 2 - Amendment of section 2 of Punjab Act 15 of 1956**

In section 2 of the Punjab Prohibition of Cow Slaughter Act 1955 (hereinafter referred to as the principal Act), after clause (c), the following clause shall be inserted, namely:--

"(cc) "export" means to take out from the State of Punjab to any place outside that State;"

#### **Section 3 - Insertion of sections 4A, 4B and 4C in Punjab Act 15 of 1956**

After section 4 of the principal Act, the following sections shall be inserted, namely:--

**"4A. Restriction on export of cow**

No person shall export or cause to be exported cow for the purpose of slaughter either directly or through his agent or servant or any other person acting on his behalf in contravention of the provisions be or is likely to be slaughtered.

#### **4B. Permit for export**

(1) Any person desiring to export cows shall apply for a permit to such officer, as the Government may, by notification, appoint in this behalf, stating the reasons for which they are to be exported as also the number of cows and the name of the State to which they are proposed to be exported and shall also file a declaration to the effect that the cows for which the permit for export is required shall not be slaughtered.

(2) The officer appointed under sub-section (1) shall, after satisfying himself about the genuineness or otherwise of the request of the applicant, either grant or refuse to grant him a permit for the export of cows specified in the application:

Provided that an application for the grant of a permit shall not be refused unless the applicant has been afforded an opportunity of being heard and the reasons for the refusal are recorded.

(3) The fee for issuing permits shall be such as may be prescribed.

#### **4C. Special permits**

The Government may issue special permits for export of cows if it is of opinion that it will be in the public interest to do so."

---

### **Section 4 - Amendment of section 8 of Punjab Act 15 of 1956**

---

In section 8 of the principal Act, in sub-section (1), for the words and figures "section 3 or 5", the words, figures and letters "section 3, section 4A, section 4B or section 5" shall be substituted.

---

### **Section 5 - Insertion of sections 9A and 9B in Punjab Act 15 of 1956**

---

After section 9 of the principal Act, the following sections shall be inserted, namely:--

#### **"9A. Power to enter, seize, etc.**

Any police officer not below the rank of Head Constable or any person authorised in this behalf by the Government may, with a view to securing compliance with

the provisions of this Act, or for satisfying himself that the provisions of this Act have been complied with,--

(a) enter, stop and search, or authorise any person to enter, stop and search any vehicle used or intended to be used for the export of cows;

(b) seize or authorise the seizure of cows in respect of which he suspects that any provision of this Act has been, is being or is about to be contravened, along with the vehicles in which such cows are found and thereafter take or authorise the taking of all measures necessary for securing the production of the cows and vehicles so seized, in a court and for their safe custody pending production;

(c) the provisions of section 100 of the Code of Criminal Procedure 1973, relating to search and seizure shall, so far as may be, apply to searches and seizures under this section.

#### **9B. Protection of action taken in good faith.**

No suit, prosecution or other legal proceedings shall lie against any officer of the Government for anything which is in good faith done or intended to be done under this Act or the rules made thereunder."

---

#### **Section 6 - Amendment of section 10 of Punjab Act 15 of 1956**

---

In section 10 of the principal Act, after clause (d) of sub-section (2), the following clause shall be inserted, namely:--

"(dd) the form in which the permit under section 4B is to be granted and the fee in respect of issuing such permit;"

---

#### **Section 7 - Repeal and Saving**

---

(1) The Punjab Prohibition of Cow Slaughter (Amendment) Ordinance, 1980 (Punjab Ordinance No. 11 of 1980), is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the Ordinance referred to in sub-section (1), shall be deemed to have been done or taken under the principal Act, as amended by this Act.

---

